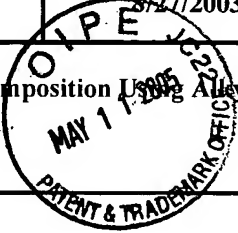


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| CERTIFICATE OF MAILING BY "EXPRESS MAIL" (37 CFR 1.10) | | | Docket No. 7041C | |
| Applicant(s): Joseph L. McJunkins et al. | | | | |
| Application No. 10/649,488 | Filing Date 8/27/2003 | Examiner | Customer No. | Group Art Unit 1714 |
| Invention: Ink Composition Using Alloyd-Stabilized Acrylic Dispersion | | | | |



I hereby certify that the following correspondence:

a transmittal of Information Disclosure Statement (under 37 CFR 1.97(b) or 1.97(c) (in duplicate), an Information Disclosure Statement and Form PTO 1449 and a copy of EP555503 A1)

(Identify type of correspondence)


is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on

May 11, 2005

(Date)

Valeria Ratoni-Nagy

(Typed or Printed Name of Person Mailing Correspondence)



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TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT**(Under 37 CFR 1.97(b) or 1.97(c))**

Docket No.

7041C

In Re Application Of: Joseph L. McJunkins et al.

Application No.

10/649,486

Filing Date

8/27/2003

Examiner

Customer No.

Group Art Unit

1714

Confirmation No.

Title:

Ink Composition Using Alkyd-Stabilized Acrylic Dispersion

Address to:

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

37 CFR 1.97(b)

1. ☒ The Information Disclosure Statement submitted herewith is being filed within three months of the filing of a national application other than a continued prosecution application under 37 CFR 1.53(d); within three months of the date of entry of the national stage as set forth in 37 CFR 1.491 in an international application; before the mailing of a first Office Action on the merits, or before the mailing of a first Office Action after the filing of a request for continued examination under 37 CFR 1.114.

37 CFR 1.97(c)

2. ☐ The Information Disclosure Statement submitted herewith is being filed after the period specified in 37 CFR 1.97(b), provided that the Information Disclosure Statement is filed before the mailing date of a Final Action under 37 CFR 1.113, a Notice of Allowance under 37 CFR 1.311, or an Action that otherwise closes prosecution in the application, and is accompanied by one of:

☐ the statement specified in 37 CFR 1.97(e);**OR**☐ the fee set forth in 37 CFR 1.17(p).

| | | | | | |
|---|-------------|----------------------------|--------------|----------------------------|------------------|
| TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT (Under 37 CFR 1.97(b) or 1.97(c)) | | | | Docket No. 7041C | |
| In Re Application: Joseph L. McDunkins et al. | | | | | |
| Application No. | Filing Date | Examiner | Customer No. | Group Art Unit | Confirmation No. |
| 10/649,488 | 8/27/2003 | | | 1714 | |
| Title: Ink Composition Using Alkyd-Stabilized Acrylic Dispersion | | | | | |
| <p style="text-align: center;">Payment of Fee (Only complete if Applicant elects to pay the fee set forth in 37 CFR 1.17(p))</p> <p> <input type="checkbox"/> A check in the amount of _____ is attached. <input checked="" type="checkbox"/> The Director is hereby authorized to charge and credit Deposit Account No. 19-2025 as described below. <div style="margin-left: 20px;"> <input type="checkbox"/> Charge the amount of _____ <input type="checkbox"/> Credit any overpayment. <input checked="" type="checkbox"/> Charge any additional fee required. </div> </p> <p> <input type="checkbox"/> Payment by credit card. Form PTO-2038 is attached. </p> <p>WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.</p> <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <p style="text-align: center;">Certificate of Transmission by Facsimile*</p> <div style="border: 1px solid black; padding: 5px; margin-bottom: 5px;"> <p>I certify that this document and authorization to charge deposit account is being facsimile transmitted to the United States Patent and Trademark Office (Fax. No. _____)</p> <p>_____ (Date)</p> <p style="text-align: center;">_____ Signature</p> <p style="text-align: center;">_____ Typed or Printed Name of Person Signing Certificate</p> </div> </div> <div style="width: 45%;"> <p style="text-align: center;">Certificate of Mailing by First Class Mail</p> <div style="border: 1px solid black; padding: 5px; margin-bottom: 5px;"> <p>I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on _____</p> <p>_____ (Date)</p> <p style="text-align: center;">_____ Signature of Person Mailing Correspondence</p> <p style="text-align: center;">_____ Typed or Printed Name of Person Mailing Certificate</p> </div> </div> </div> <p style="font-size: small;">*This certificate may only be used if paying by deposit account.</p> | | | | | |
| <div style="text-align: center;"> Signature </div> <p>Vivien Y. Tsang, Esq. The Sherwin-Williams Company 1100 Midland Building - Legal Dept. 101 Prospect Ave., NW Cleveland, Ohio 44115-1075 Phone 216/566-2487 Reg. No. 40,209</p> | | Dated: MAY 11, 2005 | | | |
| CC: | | | | | |



Practitioner's Docket No. 7041C

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Patent application

of _____
Inventor(s)

for _____
Title of invention

the specification of which is being transmitted herewith

OR

In re application of:

Application No.: 0 10 / 649,488

Group No.: 1714

Filed: 8/27/2003

Examiner:

For: Ink Composition Using

Alkyd-Stabilized Acrylic Dispersion

Assistant Commissioner for Patents
Washington, D.C. 20231

INFORMATION DISCLOSURE STATEMENT

BEST AVAILABLE COPY

CERTIFICATION UNDER 37 C.F.R. §§ 1.8(a) and 1.10*
(When using Express Mail, the Express Mail label number is mandatory;
Express Mail certification is optional.)

I hereby certify that, on the date shown below, this correspondence is being:

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☒ deposited with the United States Postal Service in an envelope addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231
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☐ transmitted by facsimile to the Patent and Trademark Office.

Date: 5.11.2005

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Valeria Raton-Nagy
Valeria Raton-Nagy

(type or print name of person certifying)

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"Since the filing of correspondence under § 1.10 without the Express Mail mailing label thereon is an oversight that can be avoided by the exercise of reasonable care, requests for waiver of this requirement will not be granted on petition." Notice of Oct. 24, 1996. 60 Fed. Reg. 55,439, at 55,442.

(Information Disclosure Statement (8-1)—page 1 of 4)

NOTE: "An information disclosure statement shall be considered by the Office if filed by the applicant:

- (1) Within three months of the filing date of a national application;
- (2) Within three months of the date of entry of the national stage as set forth in § 1.491 in an international application; or
- (3) Before the mailing date of a first Office action on the merits, whichever event occurs last."

37 C.F.R. § 1.97(b).

NOTE: "Each individual associated with the filing and prosecution of a patent application has a duty of candor and good faith in dealing with the Office, which includes a duty to disclose to the Office all information known to that individual to be material to patentability as defined in this section." 37 C.F.R. § 1.56(a).

"Individuals associated with the filing or prosecution of a patent application within the meaning of this section are:

- (1) each inventor named in the application;
- (2) each attorney or agent who prepares or prosecutes the application; and
- (3) every other person who is substantively involved in the preparation or prosecution of the application and who is associated with the inventor, with the assignee or with anyone to whom there is an obligation to assign the application." 37 C.F.R. § 1.56(c).

NOTE: The "duty as described in § 1.56 will be met so long as the information in question was cited by the Office or submitted to the Office in the manner prescribed by §§ 1.97(b)-(d) and 1.98 before issuance of the patent." Notice of January 9, 1992, 1135 O.G. 13 -25 at 17.

WARNING: "No information disclosure statement may be filed in a provisional application." 37 C.F.R. § 1.51(b).

List of Sections Forming Part of This Information Disclosure Statement

The following sections are being submitted for this Information Disclosure Statement:

(check sections forming a part of this statement: discard unused sections
and number pages consecutively)

1. ☒ Preliminary Statements
2. ☒ FORMS PTO/SB/08A and 08B (formerly FORM PTO-1449)
3. ☐ Statement as to Information Not Found in Patents or Publications
4. ☐ Identification of Prior Application in Which Listed Information Was Already Cited and for Which No Copies Are Submitted or Need Be Submitted
5. ☐ Cumulative Patents or Publications
6. ☒ Copies of Listed Information Items Accompanying This Statement
7. ☐ Concise Explanation of Non-English Language Listed Information Items
 - 7A. ☐ EPO Search Report
 - 7B. ☐ English Language Version of EPO Search Report
8. ☐ Translation(s) of Non-English Language Documents
9. ☐ Concise Explanation of English Language Listed Information Items (Optional)
10. ☐ Identification of Person(s) Making This Information Disclosure Statement

(complete the following, if appropriate)

Sections

, respectively, have been continued on ADDED PAGE(S).

NOTE: "Once the minimum requirements are met, the examiner has an obligation to consider the information." Notice of April 20, 1992 (1138 O.G. 37-41, 37).

Section 1. Preliminary statements

Applicants submit herewith patents, publications or other information, of which they are aware that they believe may be material to the examination of this application, and in respect of which, there may be a duty to disclose.

The filing of this information disclosure statement shall not be construed as a representation that a search has been made (37 C.F.R. 1.97(g)), an admission that the information cited is, or is considered to be, material to patentability, or that no other material information exists.

The filing of this information disclosure statement shall not be construed as an admission against interest in any manner. Notice of January 9, 1992, 1135 O.G. 13-25, at 25.

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Section 10. Identification of Person(s) Making This Information Disclosure Statement

The person making this statement is

(check each applicable item)

- (a) ☐ the inventor(s) who signs below

SIGNATURE OF INVENTOR

(type name of inventor who is signing)

- (b) ☐ an individual associated with the filing and prosecution of this application (37 C.F.R. § 1.56(c))

SIGNATURE OF INVENTOR

(type name of inventor who is signing)

- (c) ☐ the practitioner who signs below on the basis of the information:

(check each applicable item)

- ☐ supplied by the inventor(s).
☐ supplied by an individual associated with the filing and prosecution of this application. (37 C.F.R. § 1.56(c))
☐ in the practitioner's file.



SIGNATURE OF PRACTITIONER

Vivien Y. Tsang

(type or print name of practitioner)

Reg. No.: 40,209

Tel. No.: (216) 566-2487

Customer No.:

The Sherwin-Williams Company
P.O. Address 1100 Midland Bldg.-Legal Dept.
101 Prospect Ave., NW

Cleveland, OH 44115

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|---|--|-----------------|---------|---|-------|--------------------------------------|-------------------------------|
| <div style="display: flex; align-items: center; justify-content: center;"> <div style="border: 2px solid black; border-radius: 50%; padding: 10px; margin-right: 10px; text-align: center;"> INFORMATION DISCLOSURE CITATION <small>(Use several sheets if necessary)</small> MAY 11 2005 PATENT & TRADEMARK OFFICE </div> <div> INFORMATION DISCLOSURE CITATION <small>(Use several sheets if necessary)</small> </div> </div> | | | | ATTY DOCKET NO. 7041C | | APPLICATION NO. 10/649,488 | |
| | | | | APPLICANT(S) Joseph L. McJunkins et al. | | | |
| | | | | FILING DATE 8/27/2003 | | GROUP ART UNIT 1714 | |
| U.S. PATENT DOCUMENTS | | | | | | | |
| *EXAMINER INITIAL | | DOCUMENT NUMBER | DATE | NAME | CLASS | SUBCLASS | FILING DATE IF APPROPRIATE |
| | | 3,734,872 | 05-1973 | Wakimoto et al. | 523 | 202 | 05/1973 |
| | | 4,383,860 | 05-1983 | Uhlemayr et al. | 106 | 27 | 06/16/1981 |
| | | 4,388,427 | 06-1983 | Nishikawa et al. | 523 | 500 | 06/1983 |
| | | 4,518,724 | 05-1985 | Kuwajima et al. | 523 | 501 | 05/1985 |
| | | 4,983,716 | 01-1991 | Rao et al. | 528 | 272 | 01/16/1999 |
| U.S. PATENT APPLICATION PUBLICATIONS | | | | | | | |
| *EXAMINER INITIAL | | DOCUMENT NUMBER | DATE | NAME | CLASS | SUBCLASS | FILING DATE IF APPROPRIATE |
| | | EP 555503 B1 | 08-1993 | Tomko et al. | | | |
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| FOREIGN PATENT DOCUMENTS | | | | | | | |
| | | DOCUMENT NUMBER | DATE | COUNTRY | CLASS | SUBCLASS | TRANSLATION YES NO |
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| OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.) | | | | | | | |
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| | | |
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| INFORMATION DISCLOSURE CITATION <i>(Use several sheets if necessary)</i> | ATTY DOCKET NO. 7041C | APPLICATION NO. 10/649,488 |
| | Joseph L. McJunkins et al. | |
| | FILING 8/27/2003 | GROUP ART 1714 |

U.S. PATENT DOCUMENTS

| *EXAMINER INITIAL | DOCUMENT NUMBER | DATE | NAME | CLASS | SUBCLASS | FILING DATE IF APPROPRIATE |
|----------------------|-----------------|---------|----------------|-------|----------|-------------------------------|
| | 5,348,992 | 09-1994 | Pearson et al. | 523 | 523 | 09/1994 |
| | 5,721,294 | 02-1998 | Buter et al. | 523 | 201 | 02/1998 |
| | 5,824,144 | 10-1998 | He et al. | 106 | 403 | 04/11/1997 |
| | 6,037,405 | 03-2000 | Iwase et al. | 524 | 596 | 07/01/1998 |
| | 6,051,633 | 04-2000 | Tomko et al. | 523 | 507 | 11/25/1997 |

U.S. PATENT APPLICATION PUBLICATIONS

| *EXAMINER INITIAL | DOCUMENT NUMBER | DATE | NAME | CLASS | SUBCLASS | FILING DATE IF APPROPRIATE |
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FOREIGN PATENT DOCUMENTS

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OTHER DOCUMENTS *(Including Author, Title, Date, Pertinent Pages, Etc.)*

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| INFORMATION DISCLOSURE CITATION <i>(Use several sheets if necessary)</i> | ATTY DOCKET NO. 7041C | APPLICATION NO. 10/649,488 |
| | Joseph L. McJunkins et al. | |
| | FILING 8/27/2003 | GROUP ART 1714 |

| U.S. PATENT DOCUMENTS | | | | | | | |
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| *EXAMINER INITIAL | | DOCUMENT NUMBER | DATE | NAME | CLASS | SUBCLASS | FILING DATE IF APPROPRIATE |
| | | 6,056,814 | 10-2000 | Kato et al. | 106 | 412 | 11/17/1998 |
| | | 6,140,392 | 10-2000 | Kingman et al. | 523 | 160 | 11/30/1998 |
| | | 6,174,357 B1 | 1-2001 | Kappele | 106 | 31.77 | 07/20/1999 |
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| U.S. PATENT APPLICATION PUBLICATIONS | | | | | | | |
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| OTHER DOCUMENTS <i>(Including Author, Title, Date, Pertinent Pages, Etc.)</i> |
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